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P.R. No. 3.8.06
Presented by Shri Sunil Saha
dated.....

IN THE HIGH COURT OF JUDICATURE CHHATTISGARH

AT BILASPUR

W.P.NO(S) 4142 / 2006

Petitioner : Malik Ram Choudhary
S/o Shyamji Lal Choudhary
Aged about 48 years,
Occupation – Assistant Teacher,
Posted – At Primary School
Rajpur,
Tehsil – Kharsia,
Dist : Raigarh-(C.G.)

Versus

Respondents : 1. State of Chhattisgarh
Through - The Secretary
Adim Jati Kalyan Department,
D.K.S. Bhawan Raipur,
Dist : Raipur-(C.G.)

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OATH COMMISSIONER
S.R. Kaushik
BILASPUR TAHSIL AREA
3/8/06

2. The Commissioner,
Adhivasi Vikas Vibhag
Raipur(C.G.)

3. The Collector,
Raigarh-(C.G.)

4. The Headmaster
Primary School Pamgarh,
Tehsil – Kharsia,
Dist : Raigarh-(C.G.)

WRIT PETITION U/A 226 / 227 OF THE CONSTITUTION OF INDIA

XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP No- 4142/06 **सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

11.8.2006

Mr. Awadh Tripathi, Adv. for the petitioner.

Mr. Satish Gupta, Dy. Govt. Adv. for the State on advance copy.

Heard.

The petitioner is challenging his transfer order dated 6.7.2006 (Annexure P-1) on the ground that vide impugned order one Malik Ram Patel, Assistant Teacher, who is working in Middle School, Rajpur, Kharsiya, has been transferred to Primary School Karmagarh, Tamnaar, but in the garb of said order the respondents are going to relieve the petitioner herein, whereas, the petitioner's name is Malik Ram Choudhary and he is working in the Primary School, Rajpur, Kharsiya.

Learned counsel for the petitioner submits that to bring this anomaly to the notice of respondent No.2 the petitioner has already made representation, but due to typographical mistake it has been addressed to the Commissioner, Revenue Department. Therefore, the petitioner may be allowed to make a fresh representation to respondent No.2, to which learned counsel for the State has no objection.

Having heard learned counsel for the parties and having regard to the facts and circumstances of the case, without expressing any opinion on the merit of the case, the petitioner is allowed to make a detailed representation to respondent No.2 within 10 days from today along with copy of this petition and annexures and in turn, respondent No.2 to decide the representation of the petitioner within a period of 30 days from the date of receipt of representation in accordance with law after considering all the points raised by the petitioner.

In the meantime, till the representation of the petitioner is decided, he should not be relieved from the present place of posting.

With the direction aforesaid, the petition stands disposed of.

Consequently, M.(W.)P. No.3217/06 also stands disposed of.

Certified copy as per rules.

Sd/-
L.C. Bhadoo
Judge